THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.9546 OF 2000

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ORAL ORDER:

The petitioners herein claim to be the absolute owners of the land admeasuring Ac.0.06 cents out of Ac.0.43 cents situated in Sy.No.493/3, and Ac.0.07 cents in Sy.No.493/9, respectively of Nerullipalem village, Hamlet of Valluru Revenue Village, Achanta Mandal, West Godavari District. It is stated that the said land has been in their possession and enjoyment for the past several years and that their names were shown in the Revenue Records and they were also issued pattadar Pass Books. This writ petition is filed aggrieved by the alleged action of the respondents in trying to dispossess them highhandedly.

In the counter-affidavit filed by the Mandal Revenue Officer, Achanta, the fact that the petitioners are in possession of the land in question has not been disputed. However, it is stated that on a representation made by the residents of Noorullipalem village requesting to provide an approach road to their village, proposals were submitted for acquisition of land under the Land Acquisition Act, 1894 (for short "the Act"). Pursuant thereto, a notice was issued by the Deputy Surveyor, Achanta, for survey of the land in question on 10.3.2000. However, the respondents have never interfered with the possession of the petitioners. It is also stated that even if the land in question is required, the procedure provided under the provisions of the Act would be followed scrupulously.

Having regard to the stand taken by the respondents in the counter-affidavit, no further enquiry is necessary. Accordingly, the writ petition is disposed of with a direction to the respondents not to interfere with the possession of the petitioners in respect of the land in question in any manner whatsoever without following due process of

law. No costs.

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(G. ROHINI, J.)

20th September, 2007.
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THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.9546 OF 2000

20th September, 2007.

Between:

Totakura Suraparaju and another. .. Petitioners.

And

Revenue Divisional Officer,
Narsapur, West Godavari District and another. .. Respondents.